

ANADARKO DAILY DEMOCRAT

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WASHINGTON LETTER

The Secretary Gives His Decision

ON MIXED BLOODS.

Lays Down the Law to those Who ask for Information.

Washington, D. C., April 3, 1902.
GEORGE E. WRIGHT, Esq.
Anadarko, O. T.

Sir: The office is in receipt of your letter, dated March 27, 1902, stating that there seemed to be a great misunderstanding amongst lawyers and people in general in regard to the rights of half or mixed blood Indians to hold allotments "in the new country" (at Anadarko) and that there is also a question as to the rights of Mexicans who have been allotted lands.

You state that scores of people, including yourself, are contesting the allotments of mixed bloods and Mexicans, and you request to be informed whether or not such mixed bloods are legally allotted. You add that you have read the law in regard to the matter but that the same does not make it clear to you; also that the lawyers express opinions both ways.

Replying to your inquiry, which it is presumed has reference to the allotments made to the Indians of the Kiowa, Comanche and Apache tribes the office has to state that considerable misapprehension among the public generally as to the rights of mixed blood Indians upon reservations has grown out of several adverse decisions of the Secretary of the Interior in reference to allotments to non-reservation Indians on the public domain. The Secretary has from time to time during the past few years held that the children of a white father and an Indian mother follow the statutes of the father as to citizenship and that they are not therefore entitled to allotments on the public domain.

These decisions have no reference to and do not effect in any way the rights of mixed blood Indians in tribal relation upon Indian reservations. The rights of Indians (whether mixed or full bloods) are fixed and determined by the provision of treaties and agreements entered into by the several tribes of Indians with the United States and by general law, and such rights are in no wise affected by the question of citizenship.

As to the rights of mixed blood members of the Kiowa, Comanche and Apache tribes the office has to state that there is nothing in the provisions of treaties and agreements with them which could possibly be construed so as to deny them equal rights with full blood members of the several tribes. In this connection attention might be invited to Article 10 of the agreement with said Indians, dated October 6, 1892, and ratified by the Act of Congress approved June 6, 1900, (31 Stats., 672) under the provisions of which the surplus lands of the Kiowa, &c., reservation were opened, which reads as follows:

"It is further agreed that the following named persons, not members by blood of either of said tribes, to wit, Mabel R. Given, Thomas F. Woodward, et al., shall each be entitled to all the benefits of land and money conferred by this agreement, the same as if members by blood of one of said tribes," &c.

The fact that specific provisions is thus made for tribal rights of people not members of one said tribes "by blood" leaves but one inference, if there were otherwise any doubt, and that is, that those persons who were members by blood were already recognized by the several tribes and did not require special recognition in the

agreement. It is but natural that more solicitude should be felt for people of their tribes related by blood than for those related only by marriage, and it is certain that if the tribes named had entertained any doubt as to the rights of their mixed blood kin they would have made specific provision for them.

Again, if there had been any doubt as to the rights of mixed blood Indians on any of the tribal reservations of the United States prior to June 7, 1897, the following provision contained in the Indian Appropriation Act approved on that date settled and put at rest all such doubt: (30 Stat. 90).

"That all children born of a marriage heretofore solemnized between a white man and an Indian woman by blood and not by adoption, where said Indian woman is at this time or was at the time of her death recognized by the tribe shall have the same rights and privileges to the property of the tribe to which the mother belongs or belonged at the time of her death by blood as any other member of the tribe and no prior Act of Congress shall be construed as to debar such child of such right."

The foregoing Statute effectually settles the rights of mixed bloods upon reservations, provided, only, that the mother of the persons in question was duly recognized and enrolled. As a general proposition the question of mixed bloods or the degree of Indian blood, does not enter into the matter in determining a person's rights upon a reservation. It is well known to the office that a number of Mexicans intermarried with the tribes above mentioned to and so far as the office can see the status of their descendants differs in no wise from the status of other mixed blood members of said tribe.

From the foregoing provisions of law and statement of fact it will be evident to you that the allotments to mixed bloods of the Kiowa, Comanche and Apache tribes are fully recognized by this Department as being perfectly valid. It is therefore a waste of time and will only result in a needless expense for people to contest such allotments.

As you indicate in your letter that there is a general feeling of misapprehension on this subject in your locality, the office has to request that you give this letter such publicity as the facts require.

Very respectfully,
W. S. JONES, Commissioner.

DEPARTMENT OF THE INTERIOR
United States Indian Service
Kiowa Agency
Anadarko Oklahoma March 8, 1902.
NOTICE.

For the information of those interested I have to quote the following extract from a letter received this day from the Honorable, the Commissioner of Indian Affairs, dated April 5th instant; and having reference to leasing the lands of Apache, Kiowa and Comanche Reserve Pasture No. 3 for agricultural purposes:

"As the abstract of deeds (received March 21st ultimo) shows that no bids were received on some sections in Reserve Pasture No. 3, and that no bids whatever were received upon the isolated tracts in Reserve Pasture No. 1 the Secretary of the Interior granted authority to you to solicit informal bids for the smaller fractional sections in pasture No. 3, and the isolated tracts in pasture No. 1, and to lease the same for the period named (3 1/2 years from May 1st 1902) to the best possible advantage without reference to the minimum price, the question of fencing to be left to your discretion. Authority is also granted to you to solicit informal bids for the six full sections in pasture No. 3, and lease the same for the period named (3 1/2 yrs from May 1st 1902) at not less than the minimum price, subject to the usual conditions respecting fencing, etc.

The fractional sections above referred to in Pasture No. 3 lie along the new line of the 98th meridian, being that portion of sections Nos. 24, 25 and 36 in T 1 N, R 8 W, there being about 80 acres in each fractional section. The isolated tracts in Pasture No. 1 are the NW 1/4 sec 9 and NE 1/4 sec 10 all in T 4 S, R 11 W. SE 1/4 sec 2, T 3 S, R 12 W, and all of sec 16 T 2 S, R 12 W. The above lands are opened to informal proposals without regard to minimum price.

The following sections of Pasture No. 3 are opened for informal pro-

posals at rate not less than \$40 (40 cents) per acre per annum and fencing the lands of each section with good 4-wire fence and cultivating 400 acres of each section. These sections are numbered 5, 9, 17, 18, 22 and 25 all in T 1 S R 8 W.

Address all proposals to the undersigned.

JAMES F. RANDLETT,
Lt. Col. U. S. A., U. S. Indian Agent

The following communication was furnished us by Col. Randlett this morning and we take pleasure in publishing it for the information of the public.

DEPARTMENT OF THE INTERIOR,
Office of Indian Affairs.
Washington, January 30, 1902.
To United States Indian Agents, and Superintendents of Schools:

In view of the misapprehension prevailing at some Indian Agencies and schools, and also among the public generally, as to the effect of certain decisions of the Secretary of the Interior (in connection with non-reservation allotments) upon the validity of allotments on the reservation to Indians of mixed blood descended from a white father, your attention is invited to the following statement:

The property rights of mixed bloods on reservations are fixed and determined by the provisions of treaties and agreements entered into by the several tribes and by general law, and are not affected by the question of citizenship. The act of June 7, 1897 (30 stat., 90) specifically protects mixed bloods in their tribal property. It provides that all children of a marriage theretofore solemnized between a white man and an Indian woman by blood, shall have the same rights and privileges to the property of the tribe to which the mother belongs or belonged, as any other member of the tribe.

Please give this matter the necessary publicity.

Very respectfully,
Approved: A. C. TONNER,
E. A. HITCHCOCK, Acting Com.
Secretary of the Interior.

Practically Starving.

"After using a few bottles of Kodol Dyspepsia Cure my wife received perfect and permanent relief from a severe and chronic case of stomach trouble," says J. R. Holly, real estate, insurance and loan agent, of Nacomb, Ill. "Before using Kodol Dyspepsia Cure she could not eat an ordinary meal without intense suffering. She is now entirely cured. Several physicians and many remedies had failed to give relief. You don't have to diet. Eat any good food you want, but don't overload the stomach. Kodol Dyspepsia Cure will always digest it for you. W. H. Smith & Son, druggists.

Wm. Grimes and wife are in the city visiting their daughter, Mrs. Dorsey Kritzer.

Call for Democratic Convention.

A delegate convention of the Democratic party will be held at the Probate Court Room in Anadarko on Saturday April 12, 1902, for the purpose of selecting seventeen delegates to the democratic congressional nominating convention to be held at Enid O T on April 22nd 1902.

It is recommended that primaries or township and ward caucuses be held in the several townships and wards of the county on Saturday April 5th 1902, for the purpose of selecting delegates to the county convention.

The basis of representation therein shall be as follows: Caddo T P, 5, Bridgeport T P, 5, City of Bridgeport 10, Beaver T P, 5, Fern T P, 5, Washington T P, 5, Cobb T P, 10, McKinley T P, 5, Shirley T P, 5, Bone T P, 5, Abeline T P, 10, Chandler T P, 5. Each ward in the city of Anadarko 5.

Respectfully,
Verde V. Harcastle.
Territorial Committeeman.

Ordinance No. 28.

A Resolution Declaring it Necessary to Improve Certain Streets in the City of Anadarko by Grading and Guttering the same.

Be it ordained and resolved by the Mayor and Councilmen of the City of Anadarko, Oklahoma Territory.

Sec. 1. That it is necessary for the public health and convenience of the citizens, property owners and general public of the city of Anadarko, Oklahoma Territory, that a system of grading and guttering of the streets thereof be established and maintained, with a view of to the more appropriate use thereof for drainage and road utility and that said improvement is necessary to be made thereon:

Sec. 2. That in consideration of such necessity it is hereby ordained and resolved by the mayor and councilmen of said city that the street grades thereof shall conform to the grade established by the city Engineer as shown on the profiles which were by him on the 24th day of February 1902 filed in the office of the clerk of said city and such amendments as may hereafter be made thereto.

Sec. 3. That Kansas Ave., Washington Ave., Arkansas Ave., Texas Ave., Divers Ave., Oklahoma Ave. and American Ave. of said city are in need of improvement and that it is necessary that said streets be brought to grade in conformity with the profiles above referred to and by a special tax assessment as authorized in article one (1) of chapter Eleven (11) of the session laws of 1895 of the Territory of Oklahoma as amended by article two (2) of chapter six (6) session laws of 1897 of the said Territory and other laws appertaining to said subject.

Sec. 4. That the improvements contemplated under this resolution shall consist of the bringing of the centre of the streets or avenues above mentioned to the established grade and the sloping of the same from the said center to the outer edge, on each side, of that portion of said streets appropriated by ordinance for road purposes, so that at said outer edge there shall be an excavation or gutter, for drainage purposes eighteen (18) inches deep.

Sec. 5. That this resolution shall be published in the Daily Democrat, the official newspaper of the city of Anadarko for four consecutive weeks and if a majority of the resident owners of the property liable to taxation therefor shall not within twenty days thereafter i. e. after the last day of publication thereof, file with the clerk of the city of Anadarko, their protest against such improvements, then said improvements shall be made, and contracts will be let therefor and an assessment shall be made for each block so improved, separately upon all lots and pieces of ground to the center of the block on either side of such avenues or streets according to the assessed value of the lots or pieces of ground, without regard to the improvements thereon, which value shall be ascertained by three disinterested appraisors to be appointed by the mayor and council and in the manner provided by law.

Sec. 6. This resolution and ordinance shall take effect from and after its passage, approval and publication for four consecutive weeks as provided by law.

Passed March 3, 1902.

Approved March 3, 1902.

FRANK MANNING,
Pres. of council and acting mayor.
Attest:—
W. W. PRICE, city clerk.

When you are hot and overworked cool yourself at the Pioneer Drug store. Always ready to serve you. 175tf

Stop the Star wagon if you want good fresh bread. 174tf

Try the new coal none like it at City Steam Laundry. Phone 64. 179tf

I have three (3) farms in south west Missouri 60, 80 and 160 acres, orchard on each farm to trade for business property in Anadarko. Enquire at Democrat office. 175tf

Call For Peoples Party Territorial Convention.

Whereas at a regular called meeting of the Territorial Central Committee of the Peoples Party, held at Oklahoma City, March 22nd 1902, it was officially determined by said Committee to call a convention for the purpose of nominating a candidate for congress, said convention to be held at Enid O T on the 22nd day of April 1902 convene at 1:00 o'clock p m.

Now, therefore, by virtue of said action and as chairman of said committee of the Peoples Party of Oklahoma, I hereby call said convention for the time place and purpose above mentioned.

It was further determined by said committee that the basis of representation should be: One delegate at large, and one additional delegate for every three hundred votes, or major fraction thereof cast for the Hon. Robert A. Neff for congress in 1900 by which the several counties are entitled to the following representation: Beaver 2; Blaine 3; Canadian 6; Custer 4; Day 2; Dewey 3; Garfield 8; Grant 8; Kay 8; Kingfisher 7; Lincoln 10; Logan 8; Noble 5; Oklahoma 8; Pawnee 5; Woods 9; Woodward 4; Cleveland 6; Greer 6; Payne 8; Rodger Mills 3; Washita 5; Pottawatomie 8; Caddo 3; Comanche 5; Kiowa 3.

It is recommended that the primaries in the several counties for selecting delegates to attend said convention to be held on the 12th day of April 1902.

J. F. Todd Chairman.
E. T. Marsh Secretary.

Just found it, found what? Star Bread, best bread on earth. 174tf

Coal, flour, feed and grain at Leach & Peacock. 174tf

Window shades 15 cents.—Anadarko Furniture Co. 162tf

Homestead to trade for town lot. J L Byrne & Co 177tf

It will pay you to try the coal at City Steam Laundry. Phone 64. 179tf

Home grown fruit and shade trees for sale 1 1/2 blocks south of First National Bank. Wayman Nurseries. 161tf

WANTED—Position as a book keeper by man of experience best of references. Address A this office. 174tf

KOAL! KOAL!! KOAL!!!
We guarantee full weight and no clalkers. A trial will convince. Phone 11. James Brown.

Land for Sale.
Nice 80 acres near town fine valley farm, all kind of farms, good school lands. Call on J L Byrne & Co 6th and C street. 177tf

FOR RENT—Two good business rooms on A street opposite court house square also furnished or unfurnished rooms will rent cheap. Inquire of McAnich. 160tf

TIME TABLE.
EAST BOUND.
No. 132 Mail.....*11:43 a.m.
No. 136 Way Fr't fr. Lawton 11:30 a.m.
No. 134 Way Freight..... 3:30 a.m.
No. 130 Mail from Lawton.* 6:20 p.m.
TRAINS WEST.
No. 129 Mail from Lawton.* 9:10 a.m.
No. 133 Way Freight..... 11:43 a.m.
No. 131 Mail.....* 3:30 p.m.
No. 135 Way Fr't fr. Lawton 3:45 p.m.
*Daily. Others daily except Sunday
G. B. Bartley, Agnt.